

# United States District Court

NORTHERN DISTRICT OF TEXAS  
Fort Worth Division

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**

v.

Case number: 4:12-CR-029-Y (01)

Matthew Gulde, assistant U.S. attorney

MICHELE L. O'NEAL

Alex R. Tandy, attorney for the defendant

On April 19, 2012, the defendant, Michele L O'Neal, entered a plea of guilty to count one of the one-count indictment filed on February 15, 2012. Accordingly, the defendant is adjudged guilty of such count, which involves the following offense:


TITLE & SECTION	NATURE OF OFFENSE	OFFENSE CONCLUDED	COUNT
18 U.S.C. §§ 2243(b) & 2246(2)(A)	Sexual Abuse of a Ward, a Class C felony	May 28, 2011	One

The defendant is sentenced as provided in pages two through three of this judgment. The sentence is imposed pursuant to Title 18, United States Code § 3553(a), taking the guidelines issued by the United States Sentencing Commission pursuant to Title 28, United States Code § 994(a)(1), as advisory only.

The defendant shall pay immediately a special assessment of \$100 for count one of the one-count indictment.

The defendant shall notify the United States attorney for this district within thirty days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Sentence imposed October 15, 2012

  
TERRY R. MEANS  
UNITED STATES DISTRICT JUDGE

Signed October 15, 2012

## **IMPRISONMENT**

The defendant, Michele L O'Neal, is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a term of 5 months on count one of the one-count indictment.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 2 p.m. on November 12, 2012, as notified by the United States marshal or as notified by the probation office.

## **SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of two years on count one of the one-count indictment.

While on supervised release, in compliance with the standard conditions of supervision adopted by the United States Sentencing Commission, the defendant shall:

- ( 1 ) not leave the judicial district without the permission of the Court or probation officer;
- ( 2 ) report to the probation officer in a manner and frequency directed by the Court or probation officer;
- ( 3 ) answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- ( 4 ) support the defendant's dependents and meet other family responsibilities;
- ( 5 ) work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- ( 6 ) notify the probation officer within seventy-two (72) hours of any change in residence or employment;
- ( 7 ) refrain from excessive use of alcohol and not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- ( 8 ) not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- ( 9 ) not associate with any persons engaged in criminal activity and not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- (10) permit a probation officer to visit the defendant at any time at home or elsewhere and permit confiscation of any contraband observed in plain view by the probation officer;
- (11) notify the probation officer within seventy-two (72) hours of being arrested or questioned by a law enforcement officer;
- (12) not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the Court; and
- (13) notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement, as directed by the probation officer.

In addition the defendant shall:

not commit another federal, state, or local crime;

not possess illegal controlled substances;

not possess a firearm, destructive device, or other dangerous weapon;

cooperate in the collection of DNA as directed by the probation officer;

report in person to the probation office in the district to which the defendant is released within seventy-two (72) hours of release from the custody of the Bureau of Prisons;

participate in mental health treatment services as directed by the probation officer until successfully discharged, which services may include prescribed medications by a licensed physician, with the defendant contributing to the costs of services rendered (copayment) at a rate of at least \$30 per month;

participate in a program (inpatient and/or outpatient) approved by the probation officer for treatment of narcotic or drug or alcohol dependency that will include testing for the detection of substance abuse, abstaining from the use of alcohol and all other intoxicants during and after completion of treatment and contributing to the costs of services rendered (copayment) at the rate of at least \$30 per month; and

be subject to home confinement without electronic monitoring for 150 consecutive days.

### **FINE/RESTITUTION**

The Court does not order a fine or costs of incarceration because the defendant does not have the financial resources or future earning capacity to pay a fine or costs of incarceration.

Restitution is not ordered because there is no victim other than society at large.

### **RETURN**

I have executed this judgment as follows:

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Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States marshal

BY \_\_\_\_\_  
deputy marshal